

HOUSE BILL 230  
By Campfield

AN ACT to amend Tennessee Code Annotated, Title 63, Chapter 6, Part 2 and Title 63, Chapter 9, relative to requiring physicians and osteopathic physicians to obtain parental consent prior to performing cosmetic surgery on a minor.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Title 63, Chapter 6, Part 2, is amended by adding the following as a new section:

Section 63-6-238.

(a) No physician shall perform cosmetic surgery on an unemancipated minor unless such physician or such physician's agent first obtains the written consent of one (1) parent or the legal guardian of the minor. The consent shall be signed.

(b) For purposes of this section, "cosmetic surgery" means surgery that is performed to alter or reshape normal structures of the body in order to improve appearance.

(c) Any physician who intentionally performs cosmetic surgery with knowledge that, or with reckless disregard as to whether the person upon whom the cosmetic surgery is to be performed is an unemancipated minor, commits a Class A misdemeanor.

SECTION 2. Tennessee Code Annotated, Title 63, Chapter 9, is amended by adding the following as a new section:

Section 63-9-117.

(a) No osteopathic physician shall perform cosmetic surgery on an

unemancipated minor unless such osteopathic physician or such osteopathic physician's agent first obtains the written consent of one (1) parent or the legal guardian of the minor. The consent shall be signed.

(b) For purposes of this section, "cosmetic surgery" means surgery that is performed to alter or reshape normal structures of the body in order to improve appearance.

(c) Any osteopathic physician who intentionally performs cosmetic surgery with knowledge that, or with reckless disregard as to whether the person upon whom the cosmetic surgery is to be performed is an unemancipated minor, commits a Class A misdemeanor.

SECTION 3. This act shall take effect July, 1, 2005, the public welfare requiring it.